

Speeding Defenses

The Santa Fe Traffic Operations Program (“STOP”) ordinance, expressly allows the following defenses for speeding violations captured by the Speed Van:

- (1) The vehicle was stolen or driven without the owner’s knowledge and permission, which is supported by a police report pertaining to the theft or unauthorized use;
- (2) The vehicle was sold prior to the violation and the owner can identify the purchaser and provide proof of sale prior to the violation;
- (3) The evidence does not show a speeding violation by the subject vehicle;
- (4) The owner was not driving the subject vehicle at the time of violation and has nominated the actual driver who accepts responsibility;
- (5) The owner did not receive notice of the citation because the citation was not sent to the owner’s address of record with MVD;
- (6) Any other legal defense provided by law.

See SFCC § 24-4.5(G).

The following common situations are not valid defenses to STOP speeding violations:

- (1) Running late to school, work, medical appointments, etc.;
- (2) Not able to remember who the actual driver was at the time of violation;
- (3) Not able to see the speed van;
- (4) No advance warning of the speed van’s location;
- (5) Not knowing that you were speeding;
- (6) The STOP Program is unfair.